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Plaintiff's Attorney

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

RYAN J. NEWBY

CV# 6:15-CV-02317-MC

Plaintiff,

v.

ORDER FOR ATTORNEY FEES  
UNDER 42 U.S.C § 406(B)

COMMISSIONER SOCIAL SECURITY  
ADMINISTRATION,

Defendant.

Pursuant to U.S.C. § 406(b), reasonable fees in the amount of \$13,281.75 are hereby awarded to Plaintiff's attorney, Nancy J. Meserow. Previously this Court awarded Plaintiff EAJA fees of \$14,122.54, and supplemental EAJA fees in the amount of \$2,576.74, to be paid by the government, and not out of Newby's benefits. However, as a result of federal debts previously owed by Plaintiff, the Treasury Offset Program applied \$6,967.71 of the EAJA fees awarded to Plaintiff's unpaid federal debts. When issuing the 406(b) fee check to Ms. Meserow, the Agency is therefore directed to subtract the amount actually paid as EAJA fees, which totals \$9,740.57, and send to Ms. Meserow the balance remaining of the \$13,281.75 attorney fees hereby ordered, by check payable to Ms. Meserow in the amount of \$3,541.18. Any withheld

amount then remaining from Plaintiff's awarded benefits should be released to Plaintiff by Defendant as soon as practicable.

IT IS SO ORDERED this 31 day of July, 2018.

  
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Michael McShane, U.S. DISTRICT JUDGE